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A bill to be entitled 1 2 An act relating to direct primary care; creating s. 3 624.27, F.S.; defining "direct primary care 4 agreement, " "primary care provider, " and "primary care 5 service"; providing that a direct primary care 6 agreement is not insurance and not subject to the 7 Florida Insurance Code; providing that entering into a 8 direct primary care agreement is not the business of 9 insurance and not subject to the Florida Insurance Code; providing that a certificate of insurance is not 10 11 required to market, sell, or offer to sell a direct 12 primary care agreement; establishing criteria for a 13 direct primary care agreement; providing an effective 14 date. 15 Be It Enacted by the Legislature of the State of Florida: 16 17 Section 1. Section 624.27, Florida Statutes, is created to 18 19 read: 20 624.27 Application of code as to direct primary care 21 agreements.-(1) As used in this section, the term: 22

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between a primary care provider and a patient or the patient's

legal representative which meets the criteria in subsection (4)

and does not indemnify for services provided by a third party.

"Direct primary care agreement" means a contract

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(b)	"Primar	y care p	rovider	" means	a heal	lth care	e provider
licensed	under cha	apter 458	B, chap	ter 459,	or ch	napter 4	164 who
provides	medical	services	to pat	ients wh	nich ar	re commo	only
provided	without :	referral	from a	nother h	nealth	care pi	rovider.

- (c) "Primary care service" means the screening,
  assessment, diagnosis, and treatment of a patient for the
  purpose of promoting health or detecting and managing disease or
  injury within the competency and training of the primary care
  provider.
- (2) A direct primary care agreement is not insurance and is not subject to this code. The act of entering into a direct primary care agreement is not the business of insurance and is not subject to this code.
- (3) A primary care provider or an agent of a primary care provider is not required to obtain a certificate of authority or license under this code to market, sell, or offer to sell a direct primary care agreement.
- (4) For the purposes of this section, a direct primary care agreement must:
  - (a) Be in writing;
- (b) Be signed by the primary care provider or an agent of the primary care provider and the patient or the patient's legal representative;
- (c) Allow either party to terminate the agreement by written notice to the other party followed by a waiting period;
  - (d) Describe the scope of primary care services that are

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covered	by	the	monthly	fee;

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- (e) Specify the monthly fee and any fees for primary care services not covered by the monthly fee;
- (f) Specify the duration of the agreement and any automatic renewal provisions;
- (g) Provide for the refund to the patient of monthly fees
  paid in advance if the primary care provider ceases to offer
  primary care services for any reason; and
  - (h) State that the agreement is not health insurance. Section 2. This act shall take effect July 1, 2015.

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